

Agenda Items & Actions Board of Directors Special Meeting November 16, 2009

The following is a summary of agenda items and actions taken at the November 16, 2009, Board of Directors special meeting:

Directors Present: Nelda Blair, Tom Campbell, Peggy Hausman, Claude Hunter, Lloyd Matthews,

Vicki Richmond, Alex Sutton, and Bruce Tough

Directors Absent: Kemba DeGroot, Bob Kinnear, and Ed Robb

1. The meeting was called to order at 9:00 a.m.;

- 2. Consider and act upon adoption of the regular and supplemental meeting agendas;
  - Motion to adopt the agendas passed unanimously.
- 3. Recognize public officials;
  - George Van Horn-WCA Board of Directors
- 4. Public comment:
  - None

## **SUPPLEMENTAL AGENDA ITEM:**

Consider canvassing the returns of the Bond and Tax Election held within The Woodlands Township on November 3, 2009, and adoption of an Order in connection therewith;

- Motion to canvass the returns and adopt an Order in connection therewith passed unanimously.
- 5. Consider and act upon approval of the minutes of the October 14, 2009 special meeting and the October 28, 2009 regular meeting of the Board of Directors of The Woodlands Township;

- Motion to approve the minutes passed unanimously.
- 6. Receive and act upon the Financial Report;
  - Motion to accept the Financial Report passed unanimously.
- 7. Receive and consider a report from the Community Associations of The Woodlands;
  - Report-No action needed
- 8. Recess the regular meeting of the Board of Directors at 9:12 a.m.;
- 9. Convene and conduct a public hearing on proposed Order No. 019-09 and Order No. 020-09 adopting rules and regulations governing the use of park, recreation and open space areas and adopting related user fees;
  - Public Comment addressed a few minor changes to be made to Order No. 019-09.
- 10. Reconvene the regular meeting of the Board of Directors at 9:19 a.m.;
- 11. Consider and act upon adopting Order No. 019-09 relating to rules and regulations governing the use of park, recreation and open space areas;
  - Motion to adopt Order No. 019-09 passed unanimously with the provision that the minor changes that were noted during public comment be made.
- 12. Consider and act upon adopting Order No. 020-09 relating to user fees for park, recreation and open space areas;
  - Motion to adopt Order No. 020-09 passed unanimously.
- 13. Consider and act upon a candidate nomination for the Montgomery Central Appraisal District and approve a resolution in connection therewith;
  - Motion to authorize the resolution casting votes for the Special District candidate for the Montgomery Central Appraisal District, Carmen "Biff" Picone, and authorize the Chairman to sign the official ballot passed unanimously.
- 14. Consider and act upon candidate nominations for the Harris County Appraisal District and approve a resolution in connection therewith;
  - Motion to authorize the resolution casting a vote for the Special District candidate for the Harris County Appraisal District, Glenn E. Peters, and authorize the Chairman to sign the official ballot passed with Directors Blair, Campbell, Hunter, Matthews, Richmond, Sutton and Tough voting "yes" and Director Hausman abstaining.
- 15. Consider and act upon approval of the Election Procedures for the Village Associations and the Residential Design Committees;
  - Motion to approve the proposed election schedule passed unanimously.

- 16. Consider and act upon an amendment and extension of the Streetscape Agreement with The Woodlands Development Company L.P. through 2014, as provided in the Consent Agreement;
  - Motion to accept the written request of The Woodlands Land Development Company L.P. for
    the term of the Streetscape Contract to be extended until May 29, 2014, effective January 1, 2010
    and authorize an amendment to the Streetscape Agreement reflecting the extension passed with
    Directors Blair, Campbell, Hunter, Matthews, Richmond, and Tough voting "yes", Director
    Hausman voting "no" and Director Sutton abstaining.
- 17. Consider and act upon terminating or consenting to the termination of commercial land use restrictions on certain properties;
  - Motion to approve the termination or consent to the termination of commercial land use restriction on certain properties and authorize the President to release restriction on all of the tracts, except the tract identified as 2000-073409, 6.279 acres passed with Directors Blair, Campbell, Hausman, Hunter, Matthews, Richmond, and Tough voting "yes", and Director Sutton abstaining.
- 18. Consider and act upon approval of the Investment Policy Statement for The Woodlands Township 401a and The Woodlands Township 457b Plans;
  - Motion to approve the Investment Policy Statement passed unanimously.
- 19. Consider and act upon the establishment of a Retirement Plan Committee for The Woodlands Township 401a and The Woodlands Township 457b Plans and appoint members to serve on the Retirement Plan Committee;
  - Motion to approve the establishment of a Retirement Plan Committee for The Woodlands Township 401a and The Woodlands Township 457b Plans and appoint the President, Assistant General Manager for Finance, Assistant General Manager for Community Services, Director of Human Resources, Financial Services Manager and Financial Reporting Manager to serve on the Retirement Committee passed unanimously.
- 20. Consider and act upon approval of expenditures related to the Information Technology consolidation to include phone system lease, software, hardware and professional services at an amount not to exceed \$65,000 from the 2009 Transition budget;
  - Motion to approve the expenditures passed unanimously.
- 21. Consider and act upon renewal of service agreements with Stout Government Relations Consulting, LLC, South County YMCA, The Friendship Center, South Montgomery County Woodlands Chamber of Commerce Economic Development Partnership, the Greater Houston Partnership, and The Woodlands Convention and Visitors Bureau;
  - Motion to approve the renewal of the above service agreements passed with Directors Blair, Campbell, Hunter, Matthews, Richmond, Sutton, and Tough voting "yes" and Director Hausman voting "no".
- 22. Consider and act upon renewal of public safety inter-local agreements with the City of Shenandoah,

the City of Oak Ridge North, the Constable-Precinct 3, the Justice of the Peace-Precinct 3, Alpha and Omega Mounted Patrol, and Industrial Security Services Corporation;

- Motion to approve the renewal of the above service agreements passed with Directors Blair, Campbell, Hunter, Matthews, Richmond, Sutton, and Tough voting "yes" and Director Hausman voting "no".
- 23. Recess at 10:00 a.m. to Executive Session to discuss matters relating to real property pursuant to §551.072, Texas Government Code; deliberation of economic development negotiations pursuant to §551.087, Texas Government Code; discuss personnel matters pursuant to §551.074, Texas Government Code; and to consult with The Woodlands Township's attorney concerning pending litigation pursuant to §551.071, Texas Government Code;
- 24. Reconvene at 11:43 a.m. in Public Session;
  - It will be necessary to take action at this time.
- 25. Consider and act upon compensation adjustments and related contract amendments for personnel of The Woodlands Township;
  - Motion to amend the Sponsorship Commission Structure approved by the Board of Directors on July 7, 2004 and replace it with a Pay for Performance Plan as provided in a memo from the Township President, dated November 16, 2009 entitled Commission on Sponsorship Sales effective January 1, 2010 passed unanimously.
  - Motion to approve an amendment to the employment agreement with the Township President and authorize the Chairman of the Board to execute said amendment passed unanimously.
  - Motion to authorize the Chairman of the Board to execute a personnel action approving compensation adjustment for the President of The Woodlands Township, based on the November 16, 2009 performance review by the Board of Directors, passed unanimously.

## 26. Administrative Reports:

- Marketing Report: update on Winter Holiday Events including the Ice Rink, Lighting of the Doves and International Winter on the Waterway; Lighting of the Tree at Market Street to take place on Thursday, November 19, 2009.
- Operations & Public Safety Report: recognized Community Associations for the tribute honoring Veterans, update on public safety for Lighting of the Doves and International Winter on the Waterway; trolleys will pick up and drop off passengers at the Ice Rink; new parking structure is now open.
- 27. Consideration of items to be placed on the agenda for the next meeting;
  - None
- 28. Board announcements; and
  - Reminder to stay after the meeting in order to sign documents.

- Woodlands Association meeting on Thursday, November 19, 2009 at 7:30 p.m. (possibly the last meeting)
- Woodlands Commercial Owners meeting on Thursday, November 19, 2009 at 3:30 p.m.
- Director Hausman asked if there would be a presentation on bond indebtedness.
- 28. The meeting was adjourned at 11:46 a.m.